

State of Washington  
Office of Columbia River  
SEASONAL CHANGE  
AUTHORIZATION CS4-SWC04232@2  
For 2013 Season Only

File NR CS4-SWC04232@2  
WR Doc ID 5647436

PRIORITY DATE  
3/8/2013

CHANGE AUTHORIZATION NUMBER  
CS4-SWC04232@2

MAILING ADDRESS  
Fugachee Orchard Partnership  
11 FugacheeDr.  
PO Box 459  
Brewster, WA 98812-0459

SITE ADDRESS (IF DIFFERENT)  
See Place of Use description below.

Quantity Authorized for Diversion

DIVERSION RATE	UNITS	ANNUAL QUANTITY (AF/YR)
0.24	CFS	23.87

Purpose

PURPOSE	DIVERSION RATE		UNITS	ANNUAL QUANTITY (AF/YR)		PERIOD OF USE (mm/dd)
	ADDITIVE	NON-ADDITIVE		ADDITIVE	NON-ADDITIVE	
Irrigation	0.24		CFS	23.87		4/15 - 10/31

ADDITIVE	IRRIGATED ACRES		PUBLIC WATER SYSTEM INFORMATION	
	ADDITIVE	NON-ADDITIVE	WATER SYSTEM ID	CONNECTIONS
7			N/A	

Source Location

COUNTY	WATERBODY	TRIBUTARY TO	WATER RESOURCE INVENTORY AREA
Okanogan	Columbia River	Pacific Ocean	48-Methow

SOURCE FACILITY/DEVICE	PARCEL	WELL TAG	TWP	RNG	SEC	QQ Q	LATITUDE	LONGITUDE
Columbia River			30N	24E.W.M.	30	SESW		

Place of Use

PARCELS  
3024194000  
LEGAL DESCRIPTION OF AUTHORIZED PLACE OF USE  
SW¼ NW¼ Section 19, T. 30 N., R. 24 E.W.M.

Measurement of Water Use

How often must water use be measured?	Weekly
How often must water use data be reported to Ecology?	Annually (Jan 31)
What volume should be reported?	Total Annual Volume
What rate should be reported?	Annual Peak Rate of Withdrawal (cfs)



## **Provisions**

### **Washington Department of Fish and Wildlife Requirement(s)**

The intake(s) shall be screened in accordance with Washington Department of Fish and Wildlife (WDFW) screening criteria pursuant to RCW 77.57.010, RCW 77.57.070, and RCW 77.57.040. Contact the WDFW, 600 Capitol Way N, Olympia, WA 98501-1091. Attention: Habitat Program, Phone: (360) 902-2534 if you have questions about screening criteria. <http://wdfw.wa.gov/about/contact/>

### **Quantity, Limits, Flow, and Regulation**

This change does not authorize an enlargement of the diversion rate, the annual quantity diverted, or in number of acres irrigated as described in SWC 04232.

At least seven acres of the original place of use of SWC 04232 shall be fallowed for the duration of the 2013 irrigation season. Unless another transfer is approved, irrigation of more than five acres during the 2013 irrigation season (April 15 to October 31) in the original place of use of SWC 04232 (which authorizes up to 12 acres of irrigation) shall constitute a violation of the terms of this authorization, and will result in its immediate termination. Other enforcement actions, including but not limited to fines and/or penalties, may also follow as a result of a violation

### **Measurements, Monitoring, Metering and Reporting**

An approved measuring device must be installed and maintained for each of the sources identified by this water right in accordance with the rule "Requirements for Measuring and Reporting Water Use", Chapter 173-173 WAC, which describes the requirements for data accuracy, device installation and operation, and information reporting. It also allows a water user to petition the Department of Ecology for modifications to some of the requirements.

Recorded water use data shall be submitted via the Internet. To set up an Internet reporting account, contact the Central Regional Office. If you do not have Internet access, you can still submit hard copies by contacting the Central Regional Office for forms to submit your water use data.

### **Schedule and Inspections**

This Seasonal Change Authorization shall expire at the end of the 2013 irrigation season, being October 31, 2013, at which time the place of use and point of diversion revert back to that described under SWC 04232.

Department of Ecology personnel, upon presentation of proper credentials, shall have access at reasonable times, to the project location, and to inspect at reasonable times, records of water use, wells, diversions, measuring devices and associated distribution systems for compliance with water law.

### **Easement and Right-of-Way**

The water source and/or water transmission facilities may not wholly be located upon land owned by the applicant. Issuance of a water right authorization by this department does not convey a right of access to, or other right to use, land which the applicant does not legally possess. Obtaining such a right is a private matter between applicant and owner of that land.

### **Water Use Efficiency**

The water right holder is required to maintain efficient water delivery systems and use of up-to-date water conservation practices consistent with RCW 90.03.005.



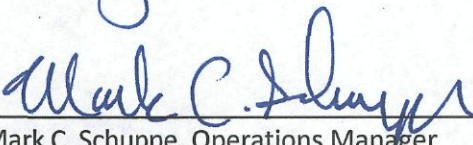
### General Conditions

Nothing in this authorization shall be construed as satisfying other applicable federal, state, or local statutes, ordinances or regulations.

Ecology assumes no liability for the purchase and/or construction of any permanent facilities in conjunction with this Seasonal Change Authorization. Applicants for seasonal change should not construe that a seasonal change will result in the granting of a permanent change of water right.

### Authorization

Given under my hand and seal of this office at Yakima, Washington this 2nd day of August 2013.

  
Mark C. Schuppe, Operations Manager  
Office of Columbia River

### Your Right To Appeal

You have a right to appeal this Order to the Pollution Control Hearings Board (PCHB) within 30 days of the date of receipt of this Order. The appeal process is governed by Chapter 43.21B RCW and Chapter 371-08 WAC. "Date of receipt" is defined in RCW 43.21B.001(2).

To appeal you must do the following within 30 days of the date of receipt of the Order.

File your appeal and a copy of this Order with the PCHB (see addresses below). Filing means actual receipt by the PCHB during regular business hours.

- Serve a copy of your appeal and this Order on Ecology in paper form - by mail or in person. (See addresses below.) E-mail is not accepted.
- You must also comply with other applicable requirements in Chapter 43.21B RCW and Chapter 371-08 WAC.

Street Addresses	Mailing Addresses
<b>Department of Ecology</b> Attn: Appeals Processing Desk 300 Desmond Drive SE Lacey, WA 98503	<b>Department of Ecology</b> Attn: Appeals Processing Desk PO Box 47608 Olympia, WA 98504-7608
<b>Pollution Control Hearings Board</b> 1111 Israel RD SW Ste 301 Tumwater, WA 98501	<b>Pollution Control Hearings Board</b> PO Box 40903 Olympia, WA 98504-0903

For additional information visit the Environmental Hearings Office Website: <http://www.eho.wa.gov>. To find laws and agency rules visit the Washington State Legislature Website: <http://www1.leg.wa.gov/CodeReviser>.